

Employees' Retirement Board Of Rhode Island Monthly Meeting Minutes Date of Meeting: November 8, 2006

The Monthly Meeting of the Retirement Board was called to order at 9:00 a.m., Wednesday, November 8, 2006 in the 8th Floor Conference Room, 40 Fountain Street, Providence, RI.

I. Roll Call of Members

The following members were present at roll call: Daniel L. Beardsley; Peder A. Schaefer on behalf of Rosemary Booth Gallogly; Michael R. Boyce; William B. Finelli; M. Carl Heintzelman; John J. Meehan; Louis M. Prata; Linda C. Riendeau; General Treasurer Paul J. Tavares and James P. Yancy.

Also in attendance: Frank J. Karpinski, ERSRI Executive Director and Attorney William E. O'Gara, Board Counsel.

Recognizing a quorum, Treasurer Tavares called the meeting to order.

II. Approval of Minutes

A revised copy of the October 11, 2006 minutes was provided to Board Members. The revision included a correction on the Disability Subcommittee recommendations that originally listed Michael Souza as approved instead of denied.

On a motion by Daniel L. Beardsley and seconded by M. Carl Heintzelman, it was

VOTED: To approve the minutes of the October 11, 2006 meeting of the Employees' Retirement System of Rhode Island Board.

III. Chairman's Report

Treasurer Tavares announced the appointment of William B. Finelli to the Procurement Subcommittee. He informed the Board that the Procurement Subcommittee would be meeting to review and discuss the computer contract. The Treasurer announced the committee as follows:

Procurement Subcommittee

Rosemary Booth Gallogly

Louis Prata

James Yancy

William B. Finelli

Kerry Walsh – Treasury Designee

IV. Executive Director's Report

Director Karpinski referred Board members to information provided in their books regarding military purchases. He told the Board that the enclosed members have been denied the ability to purchase service credit based on their original invoice. He said they have been notified that a new bill will or already has been generated consistent with Regulation 6 *Rules Regarding the Purchase of Military Service Credit pursuant to R.I.G.L. 36-9-31, 16-16-7.1 and 45-21-53*.

The Director told the Board that the affected members became apprised of the Boards actions on two matters involving similar disputes namely; Albert Nixon and Anthony Soscia. Both matters involved hearing officer decisions. He reminded the Board that they voted to reject the decision of the hearing officer on both Messrs Nixon and Socia and allow those members to purchase service credits based on the original invoices.

Director Karpinski said in an effort to control the cost and time involved adjudicating such matters in which fact patterns appear to be similar, he presented four pending cases to review. He noted to the Board that the payment due dates of the affected members are similar to those of Messrs Nixon and Soscia. He said if the Board does not dispose these matters at this time, these individuals would be afforded administrative hearings to determine resolution.

On a motion by William B. Finelli and seconded by Michael R. Boyce it was unanimously

VOTED: To process the purchase requests for military time using the original invoice amounts for members Thomas Maloney, Michael Mota, Normand Belisle and Robert Christie as presented.

The Director then provided the Board the pension application processing report for the month of October 2006 as presented.

V. Administrative Decisions

Disability Appeals

None this month

Hearing Officer Decisions

Judith Maloney v. ERSRI

Attorney O'Gara provided a synopsis of the Judith Maloney matter. He told the Board that Mr. James Parisi, Field Representative for the Rhode Island Federation of Teachers and Health Professionals, was representing Ms. Maloney. He said that this is the first Schedule A / B case that the Board must adjudicate regarding the issue of how service credit is calculated for ten years of service prior to July 1, 2005. Attorney O'Gara pointed out that Ms. Maloney's employment began with the Department of Labor and Training as a state employee and concluded as a teacher with the Central Falls School Department. Attorney O'Gara pointed out the issue is based on the different types of

employment over Ms. Maloney's career. Thus, two types of service credit calculation were applied consistent with past practice.

There being a stenographer present, the parties presented their cases. At the conclusion of the discussion, on a motion by William B. Finelli and seconded by Linda C. Riendeau, it was unanimously

VOTED: To affirm the hearing officer's decision.

VI. Approval of October pensions as presented by ERSRI

On a motion by Linda C. Riendeau and seconded by Louis M. Prata, it was unanimously

VOTED: To approve the October pensions as presented by ERSRI.

VII. Legal Counsel Report

Attorney William O'Gara informed the Board that the October legal report was in their board book.

On a motion by Linda C. Riendeau and seconded by John J. Meehan, it was unanimously

VOTED: To approve the Legal Counsel Report as presented.

VIII. Committee Reports

Disability Subcommittee: The Disability Subcommittee recommended the following actions on disability applications as the result of its October 31, 2006 meeting for approval by the full Board:

Name	Membership Group	Type	Action
1. Paula Ciresi	State	Accidental	Deny
2. Dennis Kraus	Teacher	Accidental	Table
3. Carolyn Cichon	Teacher	Accidental	Deny
4. Mary Zayat	State	Accidental	Deny

On a motion by William B. Finelli and seconded by Michael R. Boyce it was unanimously

VOTED: To approve the recommendation of the Disability Subcommittee meeting on Tuesday, October 31, 2006 on items 1, 2 and 3.

On a motion by William B. Finelli and seconded by Michael R. Boyce it was unanimously

VOTED: To approve the recommendation of the Disability Subcommittee meeting on Tuesday, October 31, 2006 on item 4.

Mr. Meehan recused himself from item 4.

As the result of its November 3, 2006 meeting, the Disability Subcommittee recommended the following actions on disability applications for approval by the full Board:

	Name	Membership Group	Type	Action
1.	Roland Austin	State	Ordinary	Approve
2.	Richard Belham	Municipal	Ordinary	Approve
3.	Nancy Chamberland	State	Ordinary	Approve
4.	Joyce Gardner	State	Ordinary	Approve
5.	Dawn Sisson	Teacher	Ordinary	Approve
6.	Bienvenido Torres	Teacher	Ordinary	Approve
7.	Rosalyn Zona	State	Ordinary	Approve
8.	Richard Burke	State	Accidental	Approve
9.	Kathy Guilmette	State	Accidental	Table
10.	Barry Holland	Municipal	Accidental	Approve
11.	Robin Kulik	State	Accidental	Approve
12.	Jennifer Edwards	Teacher	Accidental	Approve
13.	Peter Prochniak	Municipal	Accidental	Approve

On a motion by William B. Finelli and seconded by Michael R. Boyce it was unanimously

VOTED: To approve the recommendation of the Disability Subcommittee meeting on Friday, November 3, 2006 on items 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13

On a motion by William B. Finelli and seconded by Michael R. Boyce it was unanimously

VOTED: To approve the recommendation of the Disability Subcommittee meeting on Friday, November 3, 2006 on item 11.

Mr. Meehan recused himself from item 11.

Mr. Finelli thanked and commended the Disability Sub-Committee members for their extra efforts on the volume of applications that are they review.

IX. New Business

None

X. Adjournment

There being no other business to come before the Board, on a motion by Daniel L. Beardsley and seconded by M. Carl Heintzelman the meeting adjourned at 9:30 a.m.

Respectfully submitted,

Frank J. Karpinski

Executive Director